

KEPPEL OPP'N EXH. 59



Deposition of:
Kevin Lowder
December 10, 2020

In the Matter of:
EIG v. Petrobras

Veritext Legal Solutions
800-734-5292 | calendar-dmv@veritext.com |

Page 21

1 A. I think that's fair. Yeah.

2 Q. Okay. During your time you were in the
3 Houston office, who did you report to at EIG?

4 A. I believe originally it would have been
5 Randall Wade, who we called Randy.

09:21:02

6 Q. Did that change at all during the time
7 that you were in Houston?

8 A. I would say -- I can't remember the
9 formal reporting lines of how it was characterized
10 within the firm. But yeah, I think, informally,
11 there were other members of the team in -- the
12 investment team where, as their roles and
13 responsibilities changed, I reported from others
14 from time to time --

09:21:16

15 Q. Do you remember who that was?

09:21:28

16 A. The most senior would be Kurt Talbot.

17 Q. Okay. Did you -- and currently, who do
18 you report to?

19 A. Blair Thomas.

20 Q. And does anybody report to you?

09:21:45

21 A. Yes.

22 Q. Who reports to you?

Page 22

1 A. Members of the Rio de Janeiro team, which
2 there are currently three.

3 Q. And who are those people?

4 A. The three names? One is --

5 Q. Yes. 09:22:03

6 A. -- Gabriel Meira. Sorry for the
7 pronunciations. And Pedro Barrionuevo. And our
8 executive assistant, Shana Zoellner.

9 Q. Do you currently hold a position on the
10 Prumo Logística board? 09:22:23

11 A. I'm a board member of Prumo Logística.

12 Q. Do you hold any title with Prumo
13 Logística?

14 A. The board member title.

15 Q. Are you the vice-chairman of the board of 09:22:40
16 directors of Prumo Logística?

17 A. I think that would be the correct
18 translation. I believe they call them
19 vice-president of the board in Portuguese.

20 Q. Okay. Do you speak Portuguese? 09:22:51

21 A. Some. I've -- over time I've picked up
22 some Portuguese, yeah.

Page 23

1 Q. Okay. During the time you worked in the
2 Houston office of EIG, 2007 to 2012, did you speak
3 Portuguese?

4 A. From 2007 to 2012? I did not speak
5 Portuguese.

09:23:15

6 Q. Okay. And during that period of time,
7 did you read Portuguese?

8 A. I did not read Portuguese.

9 Q. Okay. What are your responsibilities as
10 vice-president of the board of Prumo Logística?

09:23:26

11 A. As a board member, you know, I have a
12 duty to the company's shareholders, as is, I
13 think, typical of a board. And so I have a
14 governance role and oversight of the executive
15 management team of Prumo Logística.

09:23:48

16 Q. Okay. Are you familiar with a company
17 called Sete Brasil?

18 A. I'm familiar.

19 Q. Okay. And am I right that you were
20 involved in EIG's -- well, let me ask it this way.

09:24:05

21 Did you have any involvement in EIG's
22 decision to invest in Sete Brasil?

Page 24

1 A. Involvement? I was on the investment
2 team that analyzed the opportunity to invest in
3 Sete Brasil.

4 Q. Okay. When did you first join the
5 investment team that analyzed the opportunity to 09:24:33
6 invest in Sete Brasil?

7 A. You have to forgive my memory. I don't
8 recall the exact date. But it would have been the
9 time that the company was evaluating the
10 opportunity. 09:24:46

11 Q. Is there a time where you left the
12 investment team at EIG that was involved with the
13 Sete Brasil investment?

14 A. I don't know if I left the team. I
15 believe, you know, responsibilities of mine on 09:25:03
16 that transitioned, as I would say is typical of an
17 investment where, over the phase of analyzing the
18 opportunity to then making the investment to then
19 monitoring it over time, I did not have many
20 ongoing responsibilities after the investment was 09:25:20
21 made in terms of -- in terms of monitoring that
22 investment.

Page 25

1 So I was not part of, I guess, the formal
2 team that was monitoring that investment.

3 Q. I asked you whether you had any
4 responsibilities with respect to any investments
5 in Brazil during the time you were in Sydney, and 09:25:36
6 you identified only Prumo Logística.

7 Does that mean that you didn't have any
8 responsibilities with respect to Sete Brasil once
9 you relocated to Sydney?

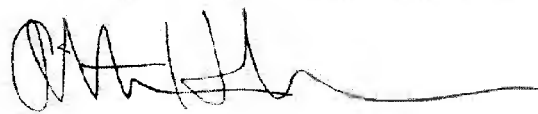
10 A. You have to forgive me -- maybe I'll 09:25:51
11 clarify. I'm not sure the exactly time when my
12 responsibilities transitioned with Sete. I guess
13 I would characterize it as maybe I didn't have
14 many responsibilities. When I transitioned to
15 Sydney, from time to time I believe I was probably 09:26:08
16 consulted by my colleagues on information related
17 to Sete. But I don't recall having a formal
18 responsibility while I was in Sydney to manage
19 that investment, so maybe it's the definition of
20 responsibility. But certainly was involved in 09:26:27
21 communications related to the --

22 Q. Okay.

Page 281

C E R T I F I C A T E

I do hereby certify that the aforesaid testimony was taken before me, pursuant to notice, at the time and place indicated; that said deponent was by me duly sworn to tell the truth, the whole truth, and nothing but the truth; that the testimony of said witness was taken by me in stenotypy and thereafter reduced to typewriting under my direction; that said statement is a true record of the proceedings; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this statement was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.



CHRISTINA S. HOTSKO, RPR, CRR